

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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**SECURITIES INVESTOR
PROTECTION CORPORATION,**

Plaintiff,

**SIPA LIQUIDATION
(Substantively Consolidated)**

Adv. Pro. No. 08-01789 (BRL)

v.

**BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,**

Defendant.

NOTICE OF APPEAL

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In re:

BERNARD L. MADOFF,

Debtor.

-----X

PLEASE TAKE NOTICE that Dr. Michael Schur and Mrs. Edith Schur (“Appellants”) hereby appeal under 28 U.S.C. § 158(d)(2) to the United States Court of Appeals for the Second Circuit from the Order entered by the Bankruptcy Court for the Southern District of New York in the above-referenced proceeding on March 8, 2010 (the “Order”), pursuant to the Certification of Net Equity Order issued by the Bankruptcy Court on March 8, 2010 (the “Certification”).

PLEASE TAKE FURTHER NOTICE that in the event that the United States Court of Appeals for the Second Circuit does not authorize the appeal, Appellants in the alternative hereby appeal the Order under 28 U.S.C. § 158(a)(1) to the United States District Court for the Southern District of New York.

In the event that it is necessary, Appellants request that this Notice be deemed a motion for leave to appeal under 28 U.S.C. § 158(d)(2) to the United States Court of

Appeals for the Second Circuit or under 28 U.S.C. § 158(a)(3) to the United States District Court for the South District of New York for the reasons set forth in the Certification, the Order, and the Memorandum Decision dated March 1, 2010 granting the Trustee's motion for the Order, or that Appellants be allowed to file a motion for leave to appeal.

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